

tions or who are assigned in other positions that have as their primary responsibility formulation of policy related to such organizations and institutions, or participation in negotiations of international instruments, shall receive specialized training in the areas described in paragraph (1) prior to the beginning of service for such assignment or, if receiving such training at that time is not practical, within the first year of beginning such assignment.

(Pub. L. 96-465, title I, § 708, as added and amended Pub. L. 105-292, title I, § 104, title VI, § 602(b), Oct. 27, 1998, 112 Stat. 2795, 2812; Pub. L. 107-132, § 2(b), Jan. 16, 2002, 115 Stat. 2412; Pub. L. 109-164, title I, § 104(d), Jan. 10, 2006, 119 Stat. 3565; Pub. L. 110-457, title IV, § 406, Dec. 23, 2008, 122 Stat. 5091; Pub. L. 114-281, title I, § 103(a), Dec. 16, 2016, 130 Stat. 1430; Pub. L. 115-441, § 4, Jan. 14, 2019, 132 Stat. 5587; Pub. L. 116-94, div. J, title VII, § 705, Dec. 20, 2019, 133 Stat. 3071; Pub. L. 118-31, div. F, title LXVII, § 6702(a), Dec. 22, 2023, 137 Stat. 1015.)

Editorial Notes

REFERENCES IN TEXT

The Trafficking Victims Protection Act of 2000, referred to in subsec. (a)(1)(C), is div. A of Pub. L. 106-386, Oct. 28, 2000, 114 Stat. 1466, which is classified principally to chapter 78 (§ 7101 et seq.) of this title. For complete classification of this Act to the Code, see Short Title note set out under section 7101 of this title and Tables.

The Child Soldiers Prevention Act of 2008, referred to in subsec. (c), is title IV of Pub. L. 110-457, Dec. 23, 2008, 122 Stat. 5087, which is classified principally to sections 2370c to 2370c-2 of this title. For complete classification of this Act to the Code, see Short Title of 2008 Amendment note set out under section 2151 of this title and Tables.

AMENDMENTS

- 2023—Subsec. (e). Pub. L. 118-31 added subsec. (e).
 2019—Subsec. (a)(1)(D). Pub. L. 115-441 added subpar. (D).
 Subsec. (d). Pub. L. 116-94 added subsec. (d).
 2016—Subsec. (a). Pub. L. 114-281, § 103(a)(1), inserted subsec. heading, designated existing provisions as par. (1) and inserted par. heading, redesignated former pars. (1) to (3) as subpars. (A) to (C), respectively, and added par. (2).
 Subsecs. (b), (c). Pub. L. 114-281, § 103(a)(2), (3), inserted headings.
 2008—Subsec. (c). Pub. L. 110-457 added subsec. (c).
 2006—Subsec. (a). Pub. L. 109-164 inserted “, the Director of the Office to Monitor and Combat Trafficking,” after “section 6411(b) of this title” in introductory provisions and added par. (3).
 2002—Subsec. (a). Pub. L. 107-132 inserted “George P. Shultz” after “director of the” in introductory provisions.
 1998—Pub. L. 105-292, § 602(b), designated existing provisions as subsec. (a) and added subsec. (b).

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 2008 AMENDMENT

Amendment by Pub. L. 110-457 effective 180 days after Dec. 23, 2008, see section 407 of Pub. L. 110-457, set out as an Effective Date note under section 2370c of this title.

ECONOMIC AND COMMERCIAL DIPLOMACY TRAINING

Pub. L. 118-47, div. F, title VII, § 7028(b), Mar. 23, 2024, 138 Stat. 778, provided that: “In carrying out section 705

of title VII of division J of Public Law 116-94 [amending this section], the Secretary of State shall annually assess training needs across the economic and commercial diplomacy issue areas and ensure, after a review of course offerings, course attendance records, and course evaluation results, that current offerings meet training needs.”

TRAINING FOR DEPARTMENT EMPLOYEES

Pub. L. 118-31, div. F, title LXVII, § 6702(b), Dec. 22, 2023, 137 Stat. 1015, provided that: “The Secretary of State shall ensure that employees of the Department of State who are assigned to positions described in paragraph (2) of subsection (e) of section 708 of the Foreign Service Act of 1980 [22 U.S.C. 4028(e)(2)] (as added by subsection (a) of this section), including members of the civil service or general service, or who are seconded to international organizations for a period of at least one year, receive training described in such subsection and participate in other such courses as the Secretary may recommend to build or augment identifiable skills that would be useful for such Department officials representing United States interests at these institutions and organizations.”

§ 4028a. Per diem allowance for newly hired members of the Foreign Service

(a) Per diem allowance

(1) In general

Except as provided in paragraph (2), any newly hired Foreign Service employee who is in initial orientation training, or any other training expected to last less than 6 months in the Washington, D.C. area before transferring to the employee’s first assignment overseas or domestically outside the Washington, D.C. area shall, for the duration of such training, receive a per diem allowance at the levels prescribed under subchapter I of chapter 57 of title 5.

(2) Limitation on lodging expenses

A newly hired Foreign Service employee may not receive any lodging expenses under the applicable per diem allowance pursuant to paragraph (1) if that employee—

- (A) has a permanent residence in the Washington, D.C., area (not including government-supplied housing during such orientation training or other training); and
 (B) does not vacate such residence during such orientation training or other training.

(b) Definitions

In this section—

- (1) the term “per diem allowance” has the meaning given such term in section 5701 of title 5; and
 (2) the term “Washington, D.C., area” means the geographic area within a 50-mile radius of the Washington Monument.

(Pub. L. 118-159, div. G, title LXXI, § 7109, Dec. 23, 2024, 138 Stat. 2525.)

Editorial Notes

CODIFICATION

Section was enacted as part of the Department of State Authorization Act for Fiscal Year 2025, and also as part of the Servicemember Quality of Life Improvement and National Defense Authorization Act for Fiscal Year 2025, and not as part of the Foreign Service Act of 1980 which comprises this chapter.

§ 4029. Increased training in multilateral diplomacy

(1) Statement of policy

It shall be the policy of the United States that training courses should be established for Foreign Service Officers and civil service employees of the State Department, including appropriate chiefs of mission, on the conduct of multilateral diplomacy, including the conduct of negotiations at international organizations and multilateral institutions, negotiating skills that are required at multilateral settings, coalition-building techniques, and lessons learned from previous United States multilateral negotiations.

(2) Personnel

(A) In general

The Secretary shall ensure that the training described in paragraph (1) is provided at various stages of the career of members of the Service.

(B) Actions of the Secretary

The Secretary shall ensure that—

(i) officers of the Service receive training on the conduct of diplomacy at international organizations and other multilateral institutions and at broad-based multilateral negotiations of international instruments as part of their training upon entry into the Service; and

(ii) officers of the Service, including chiefs of mission, who are assigned to United States missions representing the United States to international organizations and other multilateral institutions or who are assigned in Washington, D.C., to positions that have as their primary responsibility formulation of policy toward such organizations and institutions or toward participation in broad-based multilateral negotiations of international instruments, receive specialized training in the areas described in paragraph (1) prior to beginning of service for such assignment or, if receiving such training at that time is not practical, within the first year of beginning such assignment.

(3) Training for civil service employees

The Secretary shall ensure that employees of the Department of State who are members of the civil service and who are assigned to positions described in paragraph (2) receive training described in paragraph (1) prior to the beginning of service for such assignment or, if receiving such training at such time is not practical, within the first year of beginning such assignment.

(Pub. L. 108-458, title VII, §7111(c), Dec. 17, 2004, 118 Stat. 3795.)

Editorial Notes

CODIFICATION

Section was enacted as part of the Intelligence Reform and Terrorism Prevention Act of 2004, and also as part of the 9/11 Commission Implementation Act of 2004, and not as part of the Foreign Service Act of 1980 which comprises this chapter.

§ 4030. Suitability reviews for Foreign Service Institute instructors

The Secretary shall take reasonable steps to ensure that all instructors at the Foreign Service Institute, including direct hires and contractors, who provide language instruction are—

(1) subject to suitability reviews and background investigations; and

(2) subject to periodic background checks or reinvestigations to the extent consistent with Department and Executive policy for other Department personnel.

(Pub. L. 118-31, div. F, title LXI, §6116, Dec. 22, 2023, 137 Stat. 970.)

Editorial Notes

CODIFICATION

Section was enacted as part of the Department of State Authorization Act of 2023, and also as part of the National Defense Authorization Act for Fiscal Year 2024, and not as part of the Foreign Service Act of 1980 which comprises this chapter.

Statutory Notes and Related Subsidiaries

DEFINITIONS

For definitions of “Secretary” and “Department” as used in this section, see section 6002 of Pub. L. 118-31, set out as a note under section 2651 of this title.

SUBCHAPTER VIII—FOREIGN SERVICE RETIREMENT AND DISABILITY

PART I—FOREIGN SERVICE RETIREMENT AND DISABILITY SYSTEM

§ 4041. Administration

In accordance with such regulations as the President may prescribe, the Secretary of State shall administer the Foreign Service Retirement and Disability System (hereinafter in this part referred to as the “System”), originally established pursuant to section 18 of the Act of May 24, 1924 (43 Stat. 144).

(Pub. L. 96-465, title I, §801, Oct. 17, 1980, 94 Stat. 2102; Pub. L. 99-335, title IV, §402(a)(2), June 6, 1986, 100 Stat. 609.)

Editorial Notes

REFERENCES IN TEXT

Section 18 of the Act of May 24, 1924 (43 Stat. 144), referred to in text, which was classified to section 21 of this title, was repealed by act Aug. 13, 1946, ch. 957, title XI, §1131(44), 60 Stat. 1038.

AMENDMENTS

1986—Pub. L. 99-335 substituted “part” for “subchapter”.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 1986 AMENDMENT

Amendment by Pub. L. 99-335 effective Jan. 1, 1987, see section 702(a) of Pub. L. 99-335, set out as an Effective Date note under section 8401 of Title 5, Government Organization and Employees.

EFFECTIVE DATE

Subchapter effective Feb. 15, 1981, except regarding the rights of former spouses to any annuity under sec-